



Lori E. Lightfoot
Mayor

Department of Police · City of Chicago
3510 S. Michigan Avenue · Chicago, Illinois 60653

Eddie T. Johnson
Superintendent of Police

15 October 2019

Caroline Haskins
Sent Via Email: 64979-03188216@requests.muckrock.com

Re: NOTICE OF RESPONSE TO FOIA REQUEST FOIA FILE NO.: P466501

Dear Ms. Haskins:

This notice is in response to your request received by the Chicago Police Department for records and information under the Freedom of Information Act (FOIA), 5 ILCS 140 et seq. Upon review by the undersigned, it was determined that you are seeking:

“Media reports consistently suggest that police departments around the country monitor activity on social media in order to assist with law enforcement efforts. Therefore, I request the following records:

- *All records regarding the purchase of, acquisition of, installation of, subscription to, payment for, or agreements concerning software designed to access information from social media services.*
- *Any and all contracts (as well as all associated amendments, exhibits, and materials), memorandums of understanding, and other equivalent agreements entered into by this agency with any software or equipment company providing services related to social media surveillance, including but not limited to:*
 - *BrightPlanet*
 - *Geofeedia*
 - *Intrado Inc.*
 - *LifeRaft*
 - *Magnet Forensics*
 - *Media Sonar*
 - *Signal Corporation*
 - *ZeroFOX*

Responsive materials should include but not be limited to:

- *The initial Invitation to Bid, Request for Proposal, or equivalent call for contractors.*
- *The responsive materials provided by the winning bidder.*
 - *Other bidder responses.*
 - *The current contract.*
 - *All exhibits.*
 - *All amendments.*
 - *All performance work statements.*
 - *All deliverables inventories.*
- *All invoices related to the deliverance of software, services, or goods.*

Please also include:

- *All records that contain any information about the functioning of software designed to access information from social media services that is used or has been used by this agency;*
- *All records regarding correspondence about or with a company that offers software designed to access information from social media services, including but not limited to all correspondence about or with the companies Brightplanet, Geofeedia, Intrado Inc, LifeRaft, Magnet Forensics, Media Sonar, Signal Corporation, and ZeroFOX;*
- *All policies related to the acquisition and use of social media by individual officers and representatives of this agency, including all records regarding the policies that govern access to or use of software designed to access information from social media services;*
- *All training materials and all records used to instruct members of your agency in the proper use of software designed to access information from social media services or of the information such software is capable of accessing;*
- *All records regarding the sharing with entities outside this agency of information obtained from or obtained by using software designed to access information from social media services;*
- *All policies related to the acquisition and use of social media surveillance software by individual officers and representatives of this agency;*
- *All records referencing social media profiles, comments, posts, messages, or events accessed or retained from social media services through use of software designed to access information from social media services.*
- *All materials related to the use of any other social media platform, including but not limited to Facebook, Instagram, Twitter, Nextdoor, etc."*

You are being provided with the responsive contracts and quotes regarding "Geofeedia." The Chicago Police Department has no remaining responsive documents to your request as listed above.

Section 7(1)(b) exempts from disclosure “[p]rivate information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.” 5 ILCS 140/7(1)(b). The FOIA, in 5 ILCS 140/2(c-5), defines “private information” as follows:

“Private information” means unique identifiers, including a person’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.”

Therefore, biometric identifiers (signatures and initials) are exempt and were properly redacted pursuant to Section 7(1)(b).

The available redacted records you have requested are enclosed. If I can be of further assistance, please contact me at the following address:

Chicago Police Department
Attention: Freedom of Information
Office of Legal Affairs, Unit 114
3510 S. Michigan Avenue
Chicago, Illinois 60653

You have a right of review by the Illinois Attorney General's Public Access Counselor. If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of a denial letter 5 ILCS 140-9.5(a). When filing a Request for Review, you must include a copy of the original FOIA request and a denial letter. You may also seek judicial review of a denial under 5 ILCS 140/11 by filing a lawsuit in the State Circuit Court. You can file a request for review by writing to the following:

Public Access Counselor
Office of the Attorney General
500 S. 2nd Street
Springfield, Illinois 62706
Phone: 312-814-5526 or 1-877-299-FOIA (1-877-299-3642)
Fax: 217-782-1396 E-mail: publicaccess@atg.state.il.us

Sincerely,

K. Moore
Freedom of Information Officer